

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 Michael Foley,

5 Plaintiff,

6 v.

7 Christopher Hermes, et al.,

8 Defendants.  
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Case No. 2:16-cv-2369-APG-PAL

**ORDER DISMISSING DEFENDANTS  
DESERT OASIS HIGH SCHOOL and  
WRIGHT ELEMENTARY SCHOOL**

**(ECF No. 23)**

11 On September 21, 2017, the plaintiff was advised by the court (ECF No. 23) that this action  
12 would be dismissed without prejudice as to defendants Desert Oasis High School and Wright  
13 Elementary School unless on or before October 27, 2017, the plaintiff filed proper proof of service  
14 or showed good cause why such service was not timely made. The plaintiff has failed to file proof  
15 of service nor shown good cause. Nor has the plaintiff shown cause why this action should not be  
16 dismissed without prejudice as to those defendants under FRCP 4(m). Therefore,

17 **IT IS HEREBY ORDERED** that this action is **DISMISSED without prejudice** as to  
18 defendants Desert Oasis High School and Wright Elementary School only.

19 Dated: November 3, 2017.

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21 ANDREW P. GORDON  
22 UNITED STATES DISTRICT JUDGE  
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